

<<法律检索>>

图书基本信息

书名：<<法律检索>>

13位ISBN编号：9787503645600

10位ISBN编号：7503645601

出版时间：2004-1

出版时间：法律出版社(中国法律图书公司)

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页数：477

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内容概要

电子革命使得法律检索变得更快更容易。

这本通俗易懂的指南从判例法和法典入手，扩展至附属资源和其他研究工具。

本书作者，作为该领域的专家解释了如何通过网上资源、光盘及其他网络资源进行检索。

本书主要是为了刚开始从事研究的人准备的。

本书前五章主要对美国法中主要的和次要的资源的概况进行介绍。

从一开始就讨论了一般的背景资料，比如法律百科全书和法律论丛，因为这些是在研究中最常使用的资料。

然后是判例法，因为其在美国法律体系和法律教育体系中的中心地位。

接着是宪法和成文法。

第六章到第十章则包括立法历史、诉讼法、法庭规则、活页和目录。

虽然这些资源与基本的判例法和成文法资源有所不同，但是他们在法律研究中的作用是一样的。

最后两章则对国际法和外国法进行了简单的介绍。

本书不仅是一本参考书而且还是一本实用的教科书。

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作者简介

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章节摘录

The next form of printed court reports provides the editorial summaries and page citations lacking in slip opinions. Cases usually appear first in weekly or biweekly pamphlets known as advance sheets, containing a number of decisions paginated in a continuous sequence. And then bound volumes. The volumes consolidate the contents of several advance sheets, and most contain alphabetical tables of the cases reported as well as subject indexes or digests. They are numbered consecutively, often in more than one successive series. When the volumes of a reporter reach an arbitrary number (such as 100 or 300), publishers frequently start over with volume 1. Second series. Some reporters are now in their third or fourth series. If a reporter is in a second or later series. That must be indicated in its citation in order to distinguish it from the same volume number in the first series. The case in Exhibit 7. For example, is on page 461 of Volume 52 of the third series of the Pacific Reporter. It is cited as *State v. Willis*, 52 P3d 461 (Utah App., 2002). Even though many researchers find and read cases online instead of in printed reports, cases are still identified by citations to the published volumes. Generally, only cases unavailable in print are cited to electronic sources. Most court reports include editorial features which make it easier to find and understand the decisions. In West's National Reporter System series. Each case is prefaced with a one-paragraph summary of its holding, called a synopsis, and with numbered editorial abstracts, or headnotes. Of the specific legal issues. Each headnote is assigned a legal topic and a number indicating a particular subdivision of that topic. This classification plan, known as the key number system, consists of over four hundred broad topics and tens of thousands of subdivisions. The headnotes are reprinted by subject in digests which allow uniform subject access to the cases of different jurisdictions and will be discussed in Chapter 4. *Staff v. Willis* in Exhibit 7 has three numbered headnotes, in the Criminal Law, Constitutional Law, and Weapons topics. The first two headnotes represent points addressed in the last paragraph on the page. As is indicated by the bracketed [1, 2] that precedes the paragraph.

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媒体关注与评论

总序 在美国法律教育界与律师实务界，这套“美国法精要”（NutSheuScrieS）是颇具特色的一套丛书。

这套书最突出的特点当推它们的简捷明快、深入浅出。

每种书均由富有教学经验的法学教授执笔，在三、四百页的篇幅内介绍某一法律部门的基本原理、主要法规和重点案例。

由于这些特点，这套丛书受到了无数美国读者的欢迎和喜爱。

众多法学院的学生将这套书作为课外的辅助教材，由此掌握美国各主要部门法的精义。

执业律师也经常借助这套书，以迅速了解自己尚未熟习的某些部门法，或者温习过去曾经学过的某些课程。

相信这套丛书也能赢得国内读者的欢迎。

无论是法律专业的本科生、研究生，还是执业律师或其他人士，都能从这套丛书中获得有关美国法律的大量知识，对自己的学习和工作有所助益。

此外，通过阅读原汁原味的英文来学习美国法律也应能提高读者的法律英语水平，促进与美国同行的直接对话与交流。

应原出版者的要求，这套丛书的国内版增加了中文前言，以介绍美国各部门法的概况、每种书的内容及原书作者等等。

这些前言作者都是在美国受过专业教育或从事专门研究的法律学者甚或专家。

相信他们的介绍会对读者有所帮助。

Happyreading !

1999年4月 于哈佛法学院

编辑推荐

在美国法律教育界与律师实务界，“美国法精要”（Nutshell Series）是颇具特色的一套丛书。这套书最突出的特点当推它们的简捷明快、深入浅出。从多法学院的学生将这套书作为课外的辅助教材，由此掌握美国各主要部门法的精义；执业律师也经常借助这套书，以迅速了解自己尚未熟习的某些部门法，或者温习过去曾经学过的某些课程。

相信这套丛书也能赢得国内读者的欢迎。无论是法律专业的本科生、研究生，还是执业律师或其他人士，都能从这套丛书中获得有关美国法律的大量知识，对自己的学习和工作有所助益。此外，通过阅读原汁原味的英文来学习美国法律也应能提高读者的法律英语水平，促进与美国同行的直接对话与交流。

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